



PATENT 4636
CASE NO. 18972PCA

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

In re application of: DONNELLY ET AL.

Serial No. 09/835,694

Filed April 16, 2001

Group Art Unit 1636

Examiner Garvey, Tara L.

For: NUCLEIC ACID VACCINES AGAINST HUMAN INFLUENZA VIRUS

Transmitted herewith is an amendment in the above-identified application.

☒ No additional fee is required.

☐ The fee has been calculated as shown below.

CLAIMS AS AMENDED

(1)	(2) Claims remaining after amendment	(3)	(4) Highest Number Previously Paid For	(5) Present Extra	(6) Rate	(7) Additional Fee
Total Claims	* <u>8</u>	-	** <u>20</u> =	<u>0</u> X	\$50	= <u>0.00</u>
Independent Claims	* <u>2</u>	-	*** <u>3</u> =	<u>0</u> X	\$200	= <u>0.00</u>
Multiple Dependent Claims					\$360 ****	= <u> </u>
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT						0.00

* If the entry in Column 2 is less than the entry in Column 4, write "0" in Column 5.

** If the "Highest Number Previously Paid For" in this space is less than 20, write "20" in this space.

*** If the "Highest Number Previously Paid For" in this space is less than 3, write "3" in this space.

**** Add this fee only if application is amended to include multiple dependent claims (regardless of number) and no multiple dependent claims were originally filed.

Charge \$ 0.00 to Deposit Account No. 13-2755. Please charge any additional fees or credit overpayment to Deposit Account No. 13-2755. A duplicate copy of this sheet is enclosed.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450, on the date appearing below.

By J. Mark Hand Date 12/10/04
Reg. No. 36,545

MERCK & CO., INC.

Respectfully,

J. Mark Hand
By: J. Mark Hand

Attorney for Applicant(s)

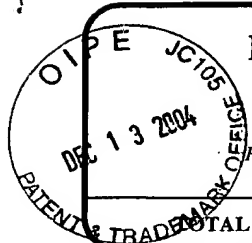
Reg. No. 36,545

MERCK & CO., INC.
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(732) 594-3905

Date: 10 DECEMBER 2004

IN DUPLICATE



FEE TRANSMITTAL

Patent fees are subject to annual revision.

Complete if Known

Application Number	09/835,694
Filing Date	April 16, 2001
First Named Inventor	Donnelly et al.
Examiner Name	Garvey, Tara L.
Group Art Unit	1636
Attorney Docket Number	18972PCA

TOTAL AMOUNT OF PAYMENT \$180

METHOD OF PAYMENT

☒ Deposit Account

Deposit Account Number

Deposit Account Name

The Director is authorized to:

☒ Charge fee(s) indicated below ☒ Credit any overpayments

☒ Charge any additional fee(s) during the pendency of this application

FEE CALCULATION

1. BASIC FILING FEE

Large Fee Code	Entity Fee (\$)	Fee Description	Fee Paid
1001	790	Utility filing fee	<input type="text"/>
1002	350	Design filing fee	<input type="text"/>
1004	790	Reissue filing fee	<input type="text"/>
1005	160	Provisional filing fee	<input type="text"/>
SUBTOTAL(1)			<input type="text" value="\$0"/>

2. EXTRA CLAIM FEES

Total Claims	Extra	Fee from below	Fee Paid
<input type="text" value="20"/>	** =	<input type="text" value="0"/>	<input type="text" value="0"/>
<input type="text" value="3"/>	** =	<input type="text" value="0"/>	<input type="text" value="0"/>
Multiple Dependent Claims		\$300 =	<input type="text"/>

**or number previously paid, if greater; For Reissues, see below

Large Fee Code	Entity Fee (\$)	Fee Description
1202	18	Claims in excess of 20
1201	88	Independent claims in excess of 3
1203	300	Multiple dependent claim, if not paid
1204	88	**Reissue independent claims over original patent
1205	18	**Reissue claims in excess of 20 and over original patent

SUBTOTAL(2)

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Fee Code	Entity Fee (\$)	Fee Description	Fee Paid
1051	130	Surcharge - late filing fee or oath	<input type="text"/>
1053	130	Non-English specification	<input type="text"/>
1812	2,520	For filing a request for <i>ex parte</i> reexamination	<input type="text"/>
1251	110	Extension for reply within first month	<input type="text"/>
1252	430	Extension for reply within second month	<input type="text"/>
1253	980	Extension for reply within third month	<input type="text"/>
1254	1,530	Extension for reply within fourth month	<input type="text"/>
1255	2,080	Extension for reply within fifth month	<input type="text"/>
1401	340	Notice of Appeal	<input type="text"/>
1402	340	Filing a brief in support of an appeal	<input type="text"/>
1403	300	Request for oral hearing	<input type="text"/>
1452	110	Petition to revive - unavoidable	<input type="text"/>
1453	1,370	Petition to revive - unintentional	<input type="text"/>
1501	1,370	Utility issue fee (or reissue)	<input type="text"/>
1502	490	Design issue fee	<input type="text"/>
1460	130	Petitions to the Commissioner	<input type="text"/>
1807	50	Processing fee under 37 CFR 1.17(q)	<input type="text"/>
1806	180	Submission of Information Disclosure Statement	<input type="text" value="180"/>
8021	40	Recording each patent assignment per property (times number of properties)	<input type="text"/>
1809	790	Filing a submission after final rejection (37 CFR 1.129(a))	<input type="text"/>
1810	790	For each additional invention to be examined (37 CFR 1.129(b))	<input type="text"/>
1801	790	Request for Continued Examination (RCE)	<input type="text"/>
Other fee (specify) _____			<input type="text"/>
Other fee (specify) _____			<input type="text"/>
SUBTOTAL(3)			<input type="text" value="\$180"/>

SUBMITTED BY

Complete (if applicable)

Typed or Printed Name	J. Mark Hand	Reg. Number	36,545
Signature		Deposit Account User ID	
Date	12/10/04		

Application Number: 09/835,694
Filing Date: 04/16/2001
First Named Inventor: Donnelly et al.
Group Art Unit: 1636
Examiner Name: Garvey, Tara L.
Attorney Docket Number: 18972PCA

FIRST CLASS MAIL CERTIFICATE

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS FIRST CLASS MAIL IN AN ENVELOPE ADDRESSED TO: COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VIRGINIA 22313-1450, ON THE DATE APPEARING BELOW.

MERCK & CO., INC.

MAILED BY

J. Mark Hand

DATE

12/10/04